



Attorney's Docket No.: 05043.P012

Patent

First Named Inventor: David Chen, et al.

Complete If Known:

Application No. 09/872,146

Filing Date: 05-31-2001

Art Unit: 2665

Examiner Name: Michael J. Molinari

SUPPLEMENTAL DECLARATION FOR PATENT APPLICATION

**RECEIVED**

**AUG 06 2004**

As a below named inventor, I hereby declare that:

My residence, mailing address, and citizenship are as stated below next to my name.

**Technology Center 2600**

I believe that I am the original, first, and sole inventor (if only one name is listed below) or an original, first, and joint inventor (if plural names are listed below) of the subject matter that is claimed and for which a patent is sought on the invention entitled

HYBRID TIME DIVISION MULTIPLEXING AND DATA TRANSPORT

the specification of which was filed on May 31, 2001 as United States Application No. 09/872,146  
or PCT International Application No. \_\_\_\_\_.

I hereby declare that the subject matter

- X   that is claimed and for which a patent is sought on the invention in the patent application as filed,
- \_\_\_\_\_ of the claim(s) as allowed,
- \_\_\_\_\_ of the attached amendment(s),
- \_\_\_\_\_ of the amendment(s) filed on or about \_\_\_\_\_  
in the above-identified application,
- \_\_\_\_\_ of the amendment(s) filed on or about \_\_\_\_\_,  
in Application No. \_\_\_\_\_ filed \_\_\_\_\_, which is a  
\_\_\_\_\_ continuation  
\_\_\_\_\_ divisional  
of Application No. \_\_\_\_\_ filed \_\_\_\_\_.

was part of my or our invention and was invented before the filing date of the original application, above-identified for such invention.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed:

<u>Prior Foreign Application(s)</u>			<u>Priority Claimed?</u>		<u>Certified Copy Attached?</u>	
<u>(Number)</u>	<u>(Country)</u>	<u>(Foreign Filing Date - MM/DD/YYYY)</u>	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>
<u>(Number)</u>	<u>(Country)</u>	<u>(Foreign Filing Date - MM/DD/YYYY)</u>	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>
<u>(Number)</u>	<u>(Country)</u>	<u>(Foreign Filing Date - MM/DD/YYYY)</u>	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of Sole/First Inventor David Chen

Inventor's Signature  Date 7-16-2004

Residence Santa Rosa, California, USA Citizenship Canada  
(City, State, Country) (Country)

Mailing Address 5771 Desota Drive  
Santa Rosa, California 95409 USA

Full Name of Second/Joint Inventor Frank Marrone

Inventor's Signature \_\_\_\_\_ Date \_\_\_\_\_

Residence Cloverdale, California, USA Citizenship USA  
(City, State, Country) (Country)

Mailing Address 105 Oakbrook Lane  
Cloverdale, California 95425 USA

Full Name of Third/Joint Inventor Mats Lund

Inventor's Signature \_\_\_\_\_ Date \_\_\_\_\_

Residence Novato, California, USA Citizenship Sweden  
(City, State, Country) (Country)

Mailing Address 414 Village Circle  
Novato, California 94947 USA



Attorney's Docket No.: 05043.P012

Patent

First Named Inventor: David Chen, et al.

Complete If Known:

Application No. 09/872,146

Filing Date: 05-31-2001

Art Unit: 2665

Examiner Name: Michael J. Molinari

**SUPPLEMENTAL DECLARATION FOR PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, mailing address, and citizenship are as stated below next to my name.

I believe that I am the original, first, and sole inventor (if only one name is listed below) or an original, first, and joint inventor (if plural names are listed below) of the subject matter that is claimed and for which a patent is sought on the invention entitled

HYBRID TIME DIVISION MULTIPLEXING AND DATA TRANSPORT

the specification of which was filed on May 31, 2001 as United States Application No. 09/872,146 or PCT International Application No. \_\_\_\_\_.

I hereby declare that the subject matter

  X   that is claimed and for which a patent is sought on the invention in the patent application as filed,

\_\_\_\_\_ of the claim(s) as allowed,

\_\_\_\_\_ of the attached amendment(s),

\_\_\_\_\_ of the amendment(s) filed on or about \_\_\_\_\_ in the above-identified application,

\_\_\_\_\_ of the amendment(s) filed on or about \_\_\_\_\_, in Application No. \_\_\_\_\_ filed \_\_\_\_\_, which is a  
\_\_\_\_\_ continuation  
\_\_\_\_\_ divisional  
of Application No. \_\_\_\_\_ filed \_\_\_\_\_.

**RECEIVED**

**AUG 06 2004**

**Technology Center 2600**

was part of my or our invention and was invented before the filing date of the original application, above-identified for such invention.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed:

<u>Prior Foreign Application(s)</u>			<u>Priority Claimed?</u>		<u>Certified Copy Attached?</u>	
<u>(Number)</u>	<u>(Country)</u>	<u>(Foreign Filing Date - MM/DD/YYYY)</u>	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>
<u>(Number)</u>	<u>(Country)</u>	<u>(Foreign Filing Date - MM/DD/YYYY)</u>	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>
<u>(Number)</u>	<u>(Country)</u>	<u>(Foreign Filing Date - MM/DD/YYYY)</u>	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>
<u>(Number)</u>	<u>(Country)</u>	<u>(Foreign Filing Date - MM/DD/YYYY)</u>	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of Sole/First Inventor David Chen

Inventor's Signature \_\_\_\_\_ Date \_\_\_\_\_

Residence Santa Rosa, California, USA Citizenship Canada  
(City, State, Country) (Country)

Mailing Address 5771 Desota Drive  
Santa Rosa, California 95409 USA

Full Name of Second/Joint Inventor Frank Marrone

Inventor's Signature

Frank P. Marrone

Date

6/27/04

Residence Cloverdale, California, USA

(City, State, Country)

Citizenship

USA

(Country)

Mailing Address 105 Oakbrook Lane

Cloverdale, California 95425 USA

Full Name of Third/Joint Inventor Mats Lund

Inventor's Signature

Mats Lund

Date

6/30/04

Residence Novato, California, USA

(City, State, Country)

Citizenship

Sweden

(Country)

Mailing Address 414 Village Circle

Novato, California 94947 USA



2665

<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)		Application No.	09/872,146
		Filing Date	May 31, 2001
		First Named Inventor	David Chen
		Art Unit	2665
		Examiner Name	Michael J. Molina
Total Number of Pages in This Submission		Attorney Docket Number	5043P012

RECEIVED

AUG 06 2004

Technology Center 2600

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form  <input type="checkbox"/> Fee Attached  <input type="checkbox"/> Amendment / Response  <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s)  <input type="checkbox"/> Extension of Time Request  <input type="checkbox"/> Express Abandonment Request  <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> PTO/SB/08  <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Response to Missing Parts/Incomplete Application  <input type="checkbox"/> Basic Filing Fee <input type="checkbox"/> Declaration/POA  <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s)  <input type="checkbox"/> Licensing-related Papers  <input type="checkbox"/> Petition  <input type="checkbox"/> Petition to Convert a Provisional Application  <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address  <input type="checkbox"/> Terminal Disclaimer  <input type="checkbox"/> Request for Refund  <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group  <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences  <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)  <input type="checkbox"/> Proprietary Information  <input type="checkbox"/> Status Letter  <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <div style="border: 1px solid black; padding: 5px; margin-top: 5px;"><ul style="list-style-type: none"><li>- Supplemental Dec/POA of David Chen, Frank Marrone &amp; Mats Lund. (6 pgs)</li><li>- Return Receipt Postcard</li></ul></div>
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Paul A. Mendonsa, Reg. No. 42,879 <b>BLAKELY, SOKOLOFF, TAYLOR &amp; ZAFMAN LLP</b>
Signature	
Date	July 29, 2004

CERTIFICATE OF MAILING/TRANSMISSION			
I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.			
Typed or printed name	Deborah L. Higham		
Signature		Date	July 29, 2004



# FEE TRANSMITTAL for FY 2004

Effective 10/01/2004. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$) 0.00

## Complete if Known

Application Number 09/872,146  
Filing Date May 31, 2001  
First Named Inventor David Chen  
Examiner Name Michael J. Molinari  
Art Unit 2665  
Attorney Docket No. 5043P012

## METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☒ None  
☐ Deposit Account

Deposit Account Number 02-2666

Deposit Account Name Blakely, Sokoloff, Taylor & Zafman LLP

The Commissioner is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Credit any overpayments  
☒ Charge any additional fee(s) or underpayment of fees as required under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.  
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	770	2001	385	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1)					(\$)

### 2. EXTRA CLAIM FEES

	Total Claims	Extra Claims	Fee from below	Fee Paid
Total Claims	38	36*	0	\$0.00
Independent Claims	5	5*	0	\$0.00
Multiple Dependent				

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1202	18	2202	9	Claims in excess of 20
1201	86	2201	43	Independent claims in excess of 3
1203	290	2203	145	Multiple Dependent claim, if not paid
1204	86	2204	43	**Reissue independent claims over original patent
1205	18	2205	9	**Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$) 0.00

\*or number previously paid, if greater, For Reissues, see below

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1051	130	2051	65	Surcharge - late filing fee or oath
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet.
2053	130	2053	130	Non-English specification
1812	2,520	1812	2,520	For filing a request for ex parte reexamination
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action
1251	110	2251	55	Extension for reply within first month
1252	420	2252	210	Extension for reply within second month
1253	950	2253	475	Extension for reply within third month
1254	1,480	2254	740	Extension for reply within fourth month
1255	2,010	2255	1,005	Extension for reply within fifth month
1404	330	2401	165	Notice of Appeal
1402	330	2402	165	Filing a brief in support of an appeal
1403	290	2403	145	Request for oral hearing
1451	1,510	2451	1,510	Petition to institute a public use proceeding
1452	110	2452	55	Petition to revive - unavoidable
1453	1,330	2453	665	Petition to revive - unintentional
1501	1,330	2501	665	Utility issue fee (or reissue)
1502	480	2502	240	Design issue fee
1503	640	2503	320	Plant issue fee
1460	130	2460	130	Petitions to the Commissioner
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)
1806	180	1806	180	Submission of Information Disclosure Stmt
8021	40	8021	40	Recording each patent assignment per property (times number of properties)
1809	770	1809	385	Filing a submission after final rejection (37 CFR § 1.129(a))
1810	770	2810	385	For each additional invention to be examined (37 CFR § 1.129(b))
1801	770	2801	385	Request for Continued Examination (RCE)
1802	900	1802	900	Request for expedited examination of a design application

Other fee (specify) \_\_\_\_\_

\* Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$)

RECEIVED

AUG 06 2004

Technology Center 2600

## SUBMITTED BY

Name (Print/Type) Paul A. Mendonsa

Registration No. (Attorney/Agent)

42,879

Telephone

(503) 439-8778

Signature

*Paul A. Mendonsa*

Date

07/29/04